

## **EXHIBIT A**

## Great American Insurance Company

In the United States Bankruptcy Court  
Southern District State of New York

MOSDOS CHOFETZ CHAIM INC. )

Debtor. )

CONGREGANTS OF MOSDOS CHOFETZ CHAIM INC. AKA/ KIRYAS RADIN, )

Plaintiff, )

vs )

Case No. 21-07023-rdd

MOSDOS CHOFETZ CHAIM INC., CHOFETZ CHAIM  
INC., TBG RADIN LLC, SHEM OLAM, LLC,  
CONGREGATION RADIN DEVELOPMENT INC., ARYEH  
ZAKS, BEATRICE WALDMAN ZAKS, MENDEL ZAKS,  
GITTEL ZAKS LAYOSH, ELIYAHU LAYOSH, SAMUEL MARKOWITZ,  
DEBORAH ZAKS HILLMAN, YOM T.  
HENIG, STEVEN GREEN, DANIEL GREEN, ABRAHAM ZAKS and  
STERLING NATIONAL BANK, )

Defendants, )

UNDERTAKING UNDER  
SECTION Appeal

Great American Insurance Company  
301 E 4th St  
Cincinnati, OH 45202

WHEREAS, the above named Rabbi Mayer Zaks on behalf of the defendants desires to  
give an undertaking for Appeal as provided in  
Section \_\_\_\_\_

NOW THEREFORE, the undersigned Surety, does hereby obligate itself, jointly and severally, to \_\_\_\_\_  
MOSDOS CHOFETZ CHAIM INC., CONGREGANTS OF MOSDOS CHOFETZ CHAIM INC. AKA/ KIRYAS RADIN, under said  
statutory obligations in the sum of Forty Thousand Two Hundred Twenty Five & 00/100  
\_\_\_\_\_  
Dollars (\$ 42,225.00 ).

IN WITNESS WHEREOF, The corporate seal and name of the said Surety Company is hereto affixed and attested by  
Valerie Aber who declares under penalty of perjury that he is its duly authorized Attorney-in-Fact acting under an  
unrevoked power of attorney on file with the Clerk of the County in which above entitled Court is located.

Executed at Litchfield Park, AZ, 10th on June 2022

Bond No. E706584

Great American Insurance Company

Attorney-in-Fact Valerie Aber

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT

STATE OF ARIZONA }  
COUNTY OF MARICOPA } ss.

ON 06/10/2022 BEFORE ME, Joshua Ferman

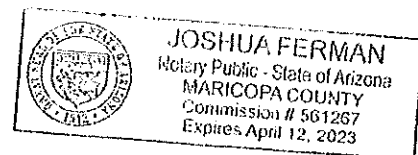
PERSONALLY APPEARED VALERIE ABER, ATTORNEY-IN-FACT

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES) AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF ARIZONA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL.

SIGNATURE



THIS AREA FOR OFFICIAL NOTORIAL SEAL

**GREAT AMERICAN INSURANCE COMPANY®**

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by  
this power of attorney is not more than one

Bond No. E706584

**POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:** That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, the specific bond, undertaking or contract of suretyship referenced herein; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below. The bond number on this Power of Attorney must match the bond number on the bond to which it is attached or it is invalid.

Name	Address	Limit of Power
Valerie Aber	13341 W Indian School Road, Suite 305 Litchfield Park, AZ 85340	\$42225---

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 10th day of June, 2022.  
Attest  
GREAT AMERICAN INSURANCE COMPANY



*Atty L C B*  
Assistant Secretary

*Mark V Vicario*  
Divisional Senior Vice President

MARK VICARIO (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON - ss:

On this 10th day of June, 2022, before me personally appeared MARK VICARIO, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



SUSAN A KOHORST  
Notary Public  
State of Ohio  
My Comm. Expires  
May 18, 2025

*Susan A Kohorst*

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

**RESOLVED:** That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

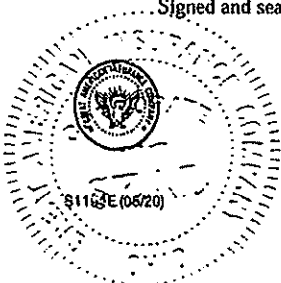
**RESOLVED FURTHER:** That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

**CERTIFICATION**

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 10th day of June, 2022.

*Atty L C B*  
Assistant Secretary



**STATE OF NEW YORK  
DEPARTMENT OF FINANCIAL SERVICES**

**CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK INSURANCE  
LAW**

It is hereby certified that

**Great American Insurance Company  
of Cincinnati, Ohio**

a corporation organized under the laws of Ohio and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$2,859,579,297. (Capital \$15,440,600), as is shown by its sworn financial statement for the quarter ending, September 30, 2021, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.

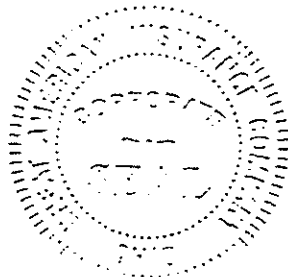


In Witness Whereof, I have here-  
unto set my hand and affixed the  
official seal of this Department  
at the City of Albany, this 3rd  
day of January, 2022.

Adrienne A. Harris  
Acting Superintendent

By

Colleen M. Draper  
Special Deputy Superintendent



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Valerie Aber who declares under penalty of perjury that he is its duly authorized Attorney-in-Fact acting under an  
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Executed at Litchfield Park, AZ, 10th on June 2022

Bond No. E706585

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Attorney-in-Fact Valerie Aber

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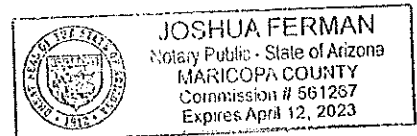
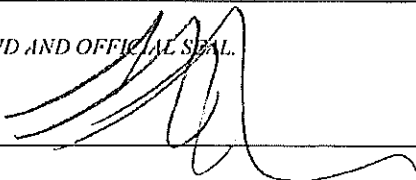
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*Mark V. Vicario*  
Divisional Senior Vice President

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MARK VICARIO (877-377-2405)



SUSAN A. KOHORST  
Notary Public  
State of Ohio  
My Comm. Expires  
May 18, 2023

*Susan A. Kohorst*

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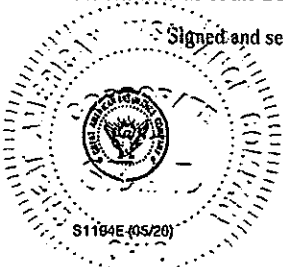
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Signed and sealed this 10th

day of

June

2022



*Atty L C. B.*  
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In Witness Whereof, I have here-  
unto set my hand and affixed the  
official seal of this Department  
at the City of Albany, this 3rd  
day of January, 2022.

Adrienne A. Harris  
Acting Superintendent

By

A handwritten signature in black ink, appearing to read "Colleen M. Draper", is written over a faint circular stamp.

Colleen M. Draper  
Special Deputy Superintendent

